

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.6071 of 2007

23.04.2007

Between:

Baita Pothappa.

... Petitioner

AND

The Project Officer, ITDA, Bhadrachalam, Khammam, and another.

... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.6071 of 2007

ORDER:

The petitioner is statedly a member belonging to scheduled tribes. He is allegedly in possession of land admeasuring Acs.5.39 gts in survey No.525 situated at Parkalagondi Village, Parvarigudem Dammapeta Mandal, Khammam District. He filed instant writ petition alleging that at the behest of non-tribal people, the respondents are trying to interfere with his peaceful possession and also approached the Police by lodging a complaint, and seeks a writ of Mandamus directing the respondents and their subordinates not to dispossess him.

After getting instructions, the learned Assistant Government Pleader for Revenue (General-T) submits that the writ petition is filed with false allegations and that the respondents have never interfered with the possession of the petitioner. Therefore, this Court is not inclined to entertain the writ petition. However, this Court observes that if for any reason the petitioner has to be dispossessed from his land, the respondents have to issue notice to him informing the reasons for taking possession. This observation would be sufficient safeguard to the petitioner.

The writ petition, with the above observations, is accordingly dismissed. No costs.

(V.V.S.RAO, J)

23rd April, 2007

ghn